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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/040,022	01/04/2002	Masanobu Matsuo	49964.00004	8848

7590 09/09/2004

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EXAMINER

AL HASHEMI, SANA A

ART UNIT

PAPER NUMBER

2171

DATE MAILED: 09/09/2004

Please find below and/or attached an Office communication concerning this application or proceeding.

## Office Action Summary

Application No.

10/040,022

Applicant(s)

MATSUO, MASANOBU

Examiner

Sana Al-Hashemi

Art Unit

2171

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --  
Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

### Status

- 1) ☒ Responsive to communication(s) filed on 04 January 2002.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

### Disposition of Claims

- 4) ☒ Claim(s) 1-20 is/are pending in the application.
- 4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.
- 5) ☐ Claim(s) \_\_\_\_\_ is/are allowed.
- 6) ☒ Claim(s) 1-20 is/are rejected.
- 7) ☐ Claim(s) \_\_\_\_\_ is/are objected to.
- 8) ☐ Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

### Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☒ The drawing(s) filed on 04 January 2002 is/are: a) ☒ accepted or b) ☐ objected to by the Examiner.  
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

### Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some \* c) ☐ None of:
- ☐ Certified copies of the priority documents have been received.
  - ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
  - ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).
- \* See the attached detailed Office action for a list of the certified copies not received.

### Attachment(s)

- 1) ☐ Notice of References Cited (PTO-892)
- 2) ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
- 3) ☒ Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)  
Paper No(s)/Mail Date \_\_\_\_\_
- 4) ☐ Interview Summary (PTO-413)  
Paper No(s)/Mail Date. \_\_\_\_\_
- 5) ☐ Notice of Informal Patent Application (PTO-152)
- 6) ☐ Other: \_\_\_\_\_

### DETAILED ACTION

Claim Status: 1-20 rejected.

#### *Claim Rejections - 35 USC § 102*

The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(e) the invention was described in (1) an application for patent, published under section 122(b), by another filed in the United States before the invention by the applicant for patent or (2) a patent granted on an application for patent by another filed in the United States before the invention by the applicant for patent, except that an international application filed under the treaty defined in section 351(a) shall have the effects for purposes of this subsection of an application filed in the United States only if the international application designated the United States and was published under Article 21(2) of such treaty in the English language.

Claims 1-20 are rejected under 102(e) as being anticipated by Butt et al. (US Patent No. 6, 754, 829).

1. Regarding Claims 1, 9, 17, Butt discloses a method, a system and a computer program for setting access rights to information in an information exchange framework, comprising:

- a) receiving a private identifier associated with a subject via a network, wherein information about the subject is stored in a database (see 3, lines 17-24, Butt);
- b) utilizing the private identifier to identify the subject and to retrieve information about the subject from the database (see column 3, lines 25-33, Butt);
- c) creating at least one public identifier associated with the subject upon receiving instructions to create the one or more public identifiers via the network (see column 4, lines 1-10, Butt);
- d) associating a set of the information about the subject stored in the database with the public identifier (see column 3, lines 57-62, Butt);

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e) setting a duration of validity for the public identifier (see column 5, lines 3-14, Butt);  
and

f) storing information about the public identifier, the set of information associated with the public identifier and the duration of validity for the public identifier in the database (see column 4, lines 10-12);

2. Regarding Claims 2, 10, Butt discloses a method, a system and a computer program, wherein the private identifier is received from a wireless device in communication with the network (see column 5, lines 61-65, Butt).

3. Regarding Claims 3, 11, 18, Butt discloses a method, a system and a computer program, wherein the information about the subject includes at least one of: a name associated with the subject, an address associated with the subject, a telephone number associated with the subject, physical feature information about the subject, one or more significant calendar dates associated with the subject, employment information about the subject, government information associated with the subject, and health and physical information about the subject (column 4, lines 23-30, Butt).

4. Regarding Claims 4, 12, Butt discloses a method, a system and a computer program, wherein the private identifier comprises at least one of a numeric character string and an alphanumeric character string (see column 4, line 58, Butt).

5. Regarding Claims 5, 13, and 19, Butt discloses a method, a system and a computer program, wherein the public identifier includes information about the subject relating to at least one of: a name, a date of birth, and a blood type (see columns 5, 6, lines 65-67, and 1-6, respectively, Butt).

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6. Regarding Claims 6, and 14, Butt discloses a method, a system and a computer program, wherein the information about the subject stored in the database is initially obtained via the network (see column 7, lines 48-53, Butt).

7. Regarding Claims 7, 15, and 20, Butt discloses a method, a system and a computer program, wherein the subject is permitted to update the information about the subject via the network utilizing the private identifier (see column 11, lines 8-17, Butt).

8. Regarding Claims 8, and 16, Butt discloses a method, a system and a computer program, wherein a record is generated and stored in a log in the database each instance the subject utilizes the private identifier to update the information about the subject (see column 11, lines 7-20, Butt).

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***Points of Contact***

Any inquiry concerning this communication or earlier communications from the examiner should be directed to: Sana Al-Hashemi whose telephone number is (703) 305-4881. The examiner can normally be reached on Monday - Friday from 8:00 AM to 4:30 PM. If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Safet Metjahic, can be reached on (703) 308-1436. Any response to this office action should be mailed to: The Commissioner of Patents and Trademarks, Washington, D.C. 20231. Or telefax at phone number (703) 872-9306. For formal or draft communications, please label "PROPOSED" or "DRAFT". Hand-delivered response should be brought to Crystal Park II, 2121 Crystal Drive, 6<sup>th</sup> Floor Receptionist, Arlington, Virginia. 22202.

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Sana Al-Hashemi  
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August 20, 2004

  
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